

## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare:

That my residence, post office address and citizenship are as stated below next to my name:

That I verily believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

### **FOOTWEAR**

the specification of which  
(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as  
Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_  
(if applicable)

That I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

That I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

That I hereby claim foreign priority benefits under Title 35, United States Code, §119 and §172 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate on this invention having a filing date before that of the application on which priority is claimed:

#### **Prior Foreign Application(s)**

#### **Priority Claimed**

_____	_____	_____	[ ] [ ]
(Number)	(Country)	(Day/Month/Year)	Yes No
_____	_____	_____	[ ] [ ]
(Number)	(Country)	(Day/Month/Year)	Yes No
_____	_____	_____	[ ] [ ]
(Number)	(Country)	(Day/Month/Year)	Yes No

That I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

#### **United States Application(s)**

_____	_____	_____
(Appl. Ser.No.)	(Filing Date)	(Status) (patented, pending, abandoned)
_____	_____	_____
(Appl. Ser.No.)	(Filing Date)	(Status) (patented, pending, abandoned)

That all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.


I hereby appoint the following attorneys, with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and request that all correspondence and telephone calls in respect to this application be directed to GREER, BURNS & CRAIN, LTD., Suite 2500, 300 South Wacker Drive, Chicago, Illinois 60606, Telephone No. (312) 360-0080:

<u>Attorney</u>	<u>Reg. No.</u>	<u>Attorney</u>	<u>Reg. No.</u>
Rodger D. Greer	26,174	Carole A. Mickelson	30,778
Patrick G. Burns	29,367	Brittany C. MacDonald	44,159
Lawrence J. Crain	31,497	Arik B. Ranson	43,874
Steven P. Fallon	35,132	Thomas R. Fitzsimons	40,607
Paul G. Juettner	30,270	Josh Snider	47,954
Thomas R. Juettner	16,158	Joseph P. Fox	41,760
James K. Folker	37,538		

Full name of sole or one  
joint inventor:

Thomas Jeffrey Kelley

Inventor's signature:

  
12/22/03

Date:

Residence and Post Office  
Address:

11650 Tierra Del Sur

San Diego, CA 92130

Citizenship:

US

Address for Correspondence:

GREER, BURNS & CRAIN, LTD.  
Suite 2500  
300 South Wacker Drive  
Chicago, Illinois 60606